## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : CRIMINAL ACTION

:

V.

:

FERNANDO PEÑA : NO. 03-487-09

## **ORDER**

**AND NOW**, this 23rd day of January 2012, upon consideration of Defendant Fernando Peña's "Motion for Reduction of Sentence Pursuant to 18 U.S.C. § 3582(c)(2)" (Docket No. 638), and all documents filed in connection therewith, and for the reasons stated in the accompanying Memorandum, **IT IS HEREBY ORDERED** that Defendant's Motion is **DENIED**.

BY THE COURT:
/s/ John R. Padova, J.
John R. Padova, J.